

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY**

**KAUFMAN DOLOWICH & VOLUCK, LLP**

BY RICHARD J. PERR, ESQUIRE

MONICA M. LITTMAN, ESQUIRE

Four Penn Center

1600 John F. Kennedy Blvd., Suite 1030

Philadelphia, PA 19103

Telephone: (215) 501-7002

Facsimile: (215) 405-2973

rperr@kdvlaw.com; mlittman@kdvlaw.com

Attorneys for Defendant The Credit Pros International Corporation

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DYLAN HANCOCK, individually and on :  
behalf of all others similarly situated, :

Plaintiff, :

v. :

THE CREDIT PROS INTERNATIONAL :  
CORPORATION, a New Jersey :  
Corporation, :

Defendant. :

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CIVIL ACTION

NO. 2:20-cv-02826-SRC-CLW

MICHAEL HONIBALL, individually and :  
on behalf of all others similarly situated, :

Plaintiff :

v. :

THE CREDIT PROS INTERNATIONAL :  
CORPORATION, a New Jersey :  
Corporation, :

Defendant. :

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CIVIL ACTION

NO. 2:21-cv-10366-JXN-ESK

**DEFENDANT THE CREDIT PROS INTERNATIONAL CORPORATION'S  
MOTION FOR CONSOLIDATION PURSUANT TO FEDERAL RULE OF  
CIVIL PROCEDURE 42(a), OR IN THE ALTERNATIVE OBJECTION TO  
THE JUDGE ASSIGNMENT OF THE *HONIBALL* CASE  
PURSUANT TO LOCAL CIVIL RULE 40.1(d), OR IN THE  
ALTERNATIVE MOTION TO STAY THE *HONIBALL* CASE PURSUANT  
TO THE FIRST-FILED RULE**

**PLEASE TAKE NOTICE** that on October 4, 2021, Defendant The Credit Pros International Corporation (“Defendant”), by and through its undersigned counsel, shall move this Court for an Order pursuant to Federal Rule of Civil Procedure 42(a) consolidating *Dylan Hancock, individually and on behalf of all others similarly situated v. The Credit Pros International Corporation, a New Jersey Corporation* (No. 2:20-cv-02826-SRC-CLW) with *Michael Honiball, individually and on behalf of all others similarly situated v. The Credit Pros International Corporation, a New Jersey Corporation* (No. 2:21-cv-10366-JXN-ESK) (referred to as the (“*Honiball Case*”).

In the alternative, Defendant respectfully submits its Objection to Chief Judge Freda L. Wolfson pursuant to Local Civil Rule 40.1(d) regarding the assignment of the *Honiball Case*.

In the alternative, Defendant respectfully moves to stay the *Honiball Case* pursuant to the First-Filed Rule.

**PLEASE TAKE FURTHER NOTICE** that Defendant shall rely on the Memorandum of Law submitted in support of this Motion.

**PLEASE TAKE FURTHER NOTICE** that proposed Orders are submitted herewith.

Respectfully submitted:

**KAUFMAN DOLOWICH & VOLUCK, LLP**

BY: /s/ Monica M. Littman  
RICHARD J. PERR, ESQUIRE  
MONICA M. LITTMAN, ESQUIRE  
Four Penn Center  
1600 John F. Kennedy Blvd., Suite 1030  
Philadelphia, PA 19103  
(215) 501-7024 (phone)  
(215) 405-2973 (fax)  
rperr@kdvlaw.com; mlittman@kdvlaw.com  
Attorneys for Defendant The Credit Pros  
International Corporation

Dated: September 7, 2021

**CERTIFICATE OF SERVICE**

I, MONICA M. LITTMAN, ESQUIRE, hereby certify that a true and correct copy of the foregoing was served via CM/ECF upon the following:

Stefan Louis Coleman, Esq.  
1072 Madison Avenue, Suite 1  
Lakewood, NJ 08701  
law@stefancoleman.com

Avi R. Kaufman, Esq.  
Kaufman P.A.  
400 Northwest 26th Street  
Miami, FL 33127  
kaufman@kaufmanpa.com

Attorneys for Plaintiffs

Joshua Deal, Esq.  
Greenspoon Marder LLP  
590 Madison Avenue, Suite 1800  
New York, NY 10022  
joshua.deal@gmlaw.com

Jamey R. Campellone, Esq.  
Beth-Ann Krinsky, Esq.  
Greenspoon Marder LLP  
200 East Broward Boulevard, Suite 1800  
Ft. Lauderdale, FL 33301  
jamey.campellone@gmlaw.com  
beth-ann.krinsky@gmlaw.com

Co-Counsel for Defendant The Credit Pros International Corporation

Dated: September 7, 2021

/s/ Monica M. Littman  
MONICA M. LITTMAN, ESQUIRE